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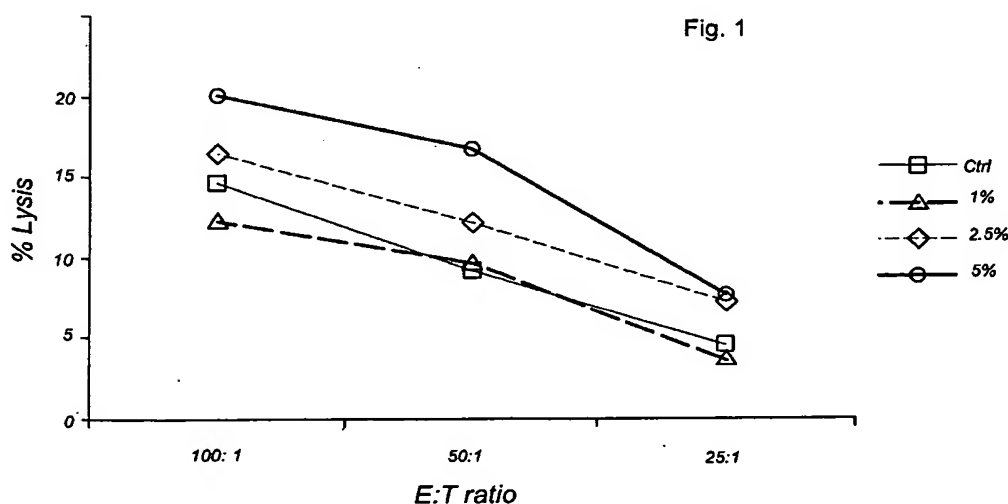
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(54) Title: COMPOSITION FOR STIMULATING NATURAL KILLER CELL ACTIVITY



(57) Abstract: The present invention relates to a nutritional composition comprising dietary fibre for stimulating natural killer cell activity, in particular in patients infected with HIV, oncology patients and elderly.

## Composition for stimulating Natural Killer Cell activity

### FIELD OF THE INVENTION

The present invention relates to a nutritional composition and its use for stimulating  
5 natural killer cell activity (NK-cell).

### BACKGROUND OF THE INVENTION

Decreased NK-cell activity is an important symptom of disease progression in  
10 oncology patients, HIV infected patients and elderly and surgical patients.

10

Natural killer (NK) cells are often defined by their ability to lyse certain tumour cells  
and virally infected cells in a nonspecific and non-histocompatibility-restricted  
manner. NK cells also have limited activity against bacteria, fungi, and parasites, as  
well as a role in regulating haematopoiesis. Human NK cells are classified  
15 morphologically as large granular lymphocytes. Phenotypically they express a variety  
of specific membrane-associated molecules and receptors, of which CD56 (NCAM)  
and CD16 are most commonly used for identification and enumeration. NK cells are  
believed to provide a substantial defence against viral infections and tumour cells.

20

It has been described in the literature that decreased NK cell activity is symptomatic  
in human immunodeficiency virus (HIV) infected persons, in oncology patients and in  
elderly or patients under stress e.g. surgery patients. The decreased NK cell activity  
found in HIV patients, oncology patients and elderly is supposed to have a significant  
effect on the effectiveness of the innate immune response in these individuals,  
25 resulting in a decreased capability to clear virus infected cells or cancer cells. In  
elderly this may result in increased number of viral infections and carcinoma.

25

Galit Alter et al; Blood 2005; 106: 3366-3369 describe the deregulation of NK cells in  
HIV patients.

30

Functional studies have measured NK cell activity against the K562 tumor cell line  
and demonstrate impaired NK cell cytotoxicity in elderly donors. Further evidence is  
derived from studies on centenarians, regarded as a model example of healthy  
ageing, who have been reported to have well preserved NK cell cytotoxicity, see  
35 Facchini et al. Clinical Experimental Immunology 1987, 68(2):340-347; Sansoni et al.  
Blood 1993, 82:2762773.

35

EP 0596717 discloses the use of a nutritional supplement comprising multiple vitamins and minerals for the improvement of natural killer cell activity in elderly.

5 EP 0941088 discloses a method of enhancing the activity of natural killer lymphocytes and a method of increasing the basal level of natural killer activity in an animal by administering conjugated linoleic acid.

10 WO 2007/016132 discloses the use of two lactobacteria for the preparation of immunomodulating compositions capable of stimulating natural killer cells, in particular for the treatment and/or prevention of allergies and immunodeficiencies.

15 WO 02/076471 discloses that the use of FOS in elderly can stimulate bifidobacteria in the faeces. No effect was shown on natural killer cells. This disclosure would lead the skilled person away from using dietary fibres for the stimulation of NK cells.

#### SUMMARY OF THE INVENTION

20 The inventors surprisingly found that natural killer cell activity can be stimulated using a nutritional composition comprising a specific dietary fibre mixture. In particular the oral supplementation of a mixture of galactooligosaccharides, fructooligosaccharides and pectin degradation products have been shown to specifically enhance the natural killer cell activity, see the examples. As already mentioned HIV patients often have a decreased natural killer cell activity. Herein it is surprisingly shown that a nutritional composition comprising a specific dietary fibre mixture can stimulate significantly natural killer cell activity in HIV patients. The present composition is therefore  
25 especially suitable for the treatment of decreased natural killer cell activity in HIV patients.

30 Oncology patients and elderly have demonstrated lower natural killer cell activity than healthy young people. This might be the cause of several immune related diseases in these patients. Therefore the nutritional composition comprising a specific dietary fibre mixture according to the invention can also be used for the treatment of decreased natural killer cell activity in oncology patients and elderly.

#### DETAILED DESCRIPTION OF THE INVENTION

35 Decreased natural killer (NK) cell activity is a symptom of disease progression in HIV, oncology and elderly patients. The object of the invention is to increase the NK cell activity in these groups in order to prevent disease progression.

Since NK cells are capable of destroying virus infected cells and cancer cells in the human body, it is expected that these cells play a vital role in the prevention of disease progression after a viral infection has taken place. Similarly in oncology patients a strong link exists between disease progression and NK cell activity. In this patient group a decreased NK cell activity would lead to a faster growth of cancer cells. Therefore a composition that can stimulate NK cell activity in oncology patients would be very beneficial.

In HIV patients the viral load measured in the blood is a main parameter that is continuously measured during treatment. Without being bound by theory, the inventors believe that the increase in viral load is correlated with a decrease in NK cell activity. An object of the invention is therefore to provide a HIV patient with a composition that can stimulate NK cell activity for decreasing the viral load in a HIV patient.

The present invention thus relates to a method for stimulating natural killer cell activity in patients infected with human immunodeficiency virus (HIV), oncology patients or elderly, said method comprising administering a composition comprising dietary fibre to said patients or elderly. For some jurisdictions the present invention can be worded as the use of a composition comprising dietary fibre for the preparation of a medicament or composition or nutritional composition for stimulating natural killer cell activity in patients infected with human immunodeficiency virus (HIV), oncology patients or elderly. Also the invention may be worded as dietary fibre, or a composition comprising dietary fibre for stimulating natural killer cell activity in patients infected with human immunodeficiency virus (HIV), oncology patients or elderly.

In one embodiment the present invention is for the treatment of patients infected with human immunodeficiency virus (HIV), oncology patients or elderly and advantageously said treatment comprises stimulating natural killer cell activity or increasing stimulating natural killer cell activity.

A "patient infected with human immunodeficiency virus" is a person wherein according to commonly known criteria infection with HIV has been determined. Although such a subject may not show any disease symptoms or apparently may not be ill, such a subject may also be identified as a HIV-infected patient or HIV patient.

"Oncology patients" are persons who have been diagnosed to have cancer.

"Elderly" are persons of the age of 50 or more, in particular of the age of 55 or more, more in particular of the age of 60 or more, more in particular of the age of 65 or more.

5

The term "stimulating" as used herein in "stimulating natural killer cell activity", refers to an increase in activity of NK cells compared to the activity of NK cells prior to ingestion of the nutritional composition comprising a specific dietary fibre mixture as defined herein.

10

In one embodiment "stimulating natural killer cell activity" refers to an increase of natural killer cell activity. In the context of this invention an NK cell activity is determined by the commercially available test kit NKTEST®, manufactured by ORPEGEN Pharma. With the NKTEST® the cytotoxic activity of natural killer (NK) cells is quantified. In the context of this invention, NK cell activity is stimulated or increased if the activity is increased by at least 30%, preferably if the activity is increased by at least 40%, more preferably if the activity is increased by at least 50%, compared to the activity of NK cells prior to ingestion of the nutritional composition comprising a specific dietary fibre mixture as defined herein.

15

20

In one aspect present invention relates to a method for the treatment of decreased natural killer cell activity in patients infected with human immunodeficiency virus (HIV), oncology patients or elderly, said method comprising administering a composition comprising dietary fibre to said patients or elderly. For some jurisdictions the present invention can be worded as the use of a composition comprising dietary fibre for the preparation of a medicament or nutritional composition for the treatment of decreased natural killer cell activity in patients infected with human immunodeficiency virus (HIV), oncology patients or elderly. Also the invention may be worded as dietary fibre, or a composition comprising dietary fibre for the treatment of decreased natural killer cell activity in patients infected with human immunodeficiency virus (HIV), oncology patients or elderly.

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The term "decreased" herein refers to a lower activity of NK cells in patients infected with human immunodeficiency virus (HIV), oncology patients or elderly compared to the activity of NK cells of healthy, non-elderly persons, e.g. compared to the average the activity of NK cells of healthy persons in the age of 30-40 years. In one embodiment decreased refers to an activity of NK cells which is at least 10% or 20%

or 30% or 40% lower compared to the activity of NK cells of healthy, non-elderly persons. As already mentioned, NK cell activity is determined by the commercially available test kit NKTEST®, manufactured by ORPEGEN Pharma.

- 5 Without being bound by theory, the inventors hypothesize that the binding of oligo- and polysaccharides to Toll-like receptors or other receptors plays a role in the stimulation or activation of NK cell activity. These receptors are known of being capable of binding saccharide structures, in particular oligosaccharides and polysaccharides. The effect might be dietary fibre specific.

10

#### Dietary fibres

- Where the term "dietary fibre" is used in the present description, this is meant to include indigestible oligosaccharide and indigestible polysaccharide, but not monosaccharide and di-saccharide. Dietary fibres as used in this invention are typically resistant to digestion and absorption in the human small intestine with preferably a complete or partial fermentation in the large intestine. Preferably the present composition comprises at least one dietary fibre selected from the group consisting of galactooligosaccharides (GOS) including trans galactooligosaccharides (TOS), inulin, fructooligosaccharides (FOS) including long chain FOS (lcFOS) and short chain FOS (scFOS) and mixtures thereof, xylooligosaccharides, palatinoseoligosaccharide, soybean oligosaccharide, gentiooligosaccharide, pectin, pectate, alginate, chondroitine, hyaluronic acids, heparine, heparane, sialoglycans, fucoidan, fucooligosaccharides, carrageenan, xanthan gum, cellulose, polydextrose (PDX, a non-digestible carbohydrate that has been synthesized from randomly cross-linked glucose and sorbitol), guar gum, arabinoxylan preferably MGN-3 Rice Bran Arabinoxylan Compound according to US Patent: 5,560,914, xyloglycan, callose, lignin and/or degradation products thereof.

- In one embodiment the present composition comprises at least two different dietary fibres selected from the group consisting of galactooligosaccharides including trans galactooligosaccharides, inulin, fructooligosaccharides, xylooligosaccharides, palatinoseoligosaccharide, resistant starch, lactulose, lactosucrose, mannanoligosaccharides, isomaltooligosaccharides, maltooligosaccharides, glucomannan, arabinogalactan, soybean oligosaccharide, gentiooligosaccharide, pectin, pectate, chondroitine, hyaluronic acids, sialoglycans, fucooligosaccharides, xanthan gum, polydextrose (PDX), galactomannans and guar gum, arabinoxylan, preferably MGN-3 Rice Bran Arabinoxylan, xyloglycan, callose, and/or degradation

products thereof, wherein at least one is selected from the group consisting of galactooligosaccharides including trans galactooligosaccharides, inulin, fructooligosaccharides, xylooligosaccharides, palatinoseoligosaccharide, resistant starch, lactulose, lactosucrose, mannanoligosaccharides, isomaltoligosaccharides, maltoligosaccharides, glucomannan, arabinogalactan, gentiooligosaccharide, xanthan gum, arabinoxylan, polydextrose (PDX), galactomannans, guar gum, and/or degradation products thereof.

In a further embodiment the present composition comprises at least three dietary fibres that are selected from the group consisting of galactooligosaccharides including trans galactooligosaccharides, inulin, fructooligosaccharides, xylooligosaccharides, palatinoseoligosaccharide, resistant starch, lactulose, lactosucrose, mannanoligosaccharides, isomaltoligosaccharides, maltoligosaccharides, glucomannan, arabinogalactan, soybean oligosaccharide, gentiooligosaccharide, pectin, pectate, chondroitine, hyaluronic acids, sialoglycans, fucooligosaccharides, xanthan gum, polydextrose (PDX), galactomannans and guar gum, arabinoxylan, preferably MGN-3 Rice Bran Arabinoxylan, xyloglycan, callose, and/or degradation products thereof, wherein at least two are selected from the group consisting of galactooligosaccharides including trans galactooligosaccharides, inulin, fructooligosaccharides, xylooligosaccharides, palatinoseoligosaccharide, resistant starch, lactulose, lactosucrose, mannanoligosaccharides, isomaltoligosaccharides, maltoligosaccharides, glucomannan, arabinogalactan, gentiooligosaccharide, xanthan gum, arabinoxylan, polydextrose (PDX), galactomannans, guar gum, and/or degradation products thereof and the third is an acid oligosaccharide dietary fibre that is selected from the group consisting of pectin, pectate, chondroitine, hyaluronic acids, sialoglycans and fucooligosaccharides and and/or degradation products thereof.

Surprisingly, certain combinations of fibres show better stimulation of NK cell activity. Combinations of galactooligosaccharides (GOS), including trans galactooligosaccharides (TOS), fructooligosaccharides (FOS), including long chain FOS (lcFOS) and short chain FOS (scFOS), and several combinations with acidic oligosaccharides such as pectin hydrolysate all give better effects than the individual fibres.

It was surprisingly found that a mixture of GOS, FOS and pectin hydrolysate had a better NK cell activity stimulating effect than the individual saccharides. Therefore the

composition according to the invention preferably comprises a mixture of two fibres, e.g. GOS and FOS, GOS and pectin hydrolysate, and FOS and pectin hydrolysate and more preferably comprises a mixture of three fibres, e.g. GOS and FOS and pectin hydrolysate. Preferably the fibres are selected from the group consisting of  
5 GOS, FOS and pectin degradation products (e.g. pectin hydrolysates). Even more preferably the ratio of the GOS, FOS and pectin is in the range of approximately 5-9:1:2-10.

Pectin is divided into two main categories: high methoxylated pectin, which is  
10 characterized by a degree of methoxylation above 50% and low methoxylated pectin having a degree of methoxylation below 50%. As used herein, "degree of methoxylation" (also referred to as DE or "degree of esterification") is intended to mean the extent to which free carboxylic acid groups contained in the polygalacturonic acid chain have been esterified (e.g. by methylation). The present  
15 acid oligosaccharide is preferably prepared from high methoxylated pectin. Preferably the acid oligosaccharides have a degree of methylation above 20%, preferably above 50 % even more preferably above 70%.

The acid oligosaccharide, preferably pectin hydroolysate, is preferably administered.  
20 in an amount of between 10 mg and 100 g per day, preferably between 100 mg and 50 g per day, even more between 0.5 g and 20 g per day.

Dietary fibres often have a large molecular weight. The fibres used preferably have an average degree of polymerization of at least 3 and no more than 250. This is  
25 because small oligosaccharides do not bind to Toll like receptors and are therefore expected not to be effective in our model systems. This requirement does not imply that no oligosaccharides with DP 1 or 2 may be present. Most commercially available oligosaccharides consist in part of saccharides with a DP 1 and 2, while most have a DP 3 and higher. When calculating weight percentages of the oligosaccharide  
30 fraction the weight of all oligosaccharides, including the saccharides with DP 1 and 2 are used in the calculation. The total amount of fibres used in the composition therefore also depends on the source of oligosaccharides and the amount of oligosaccharides with DP 3 or higher present in the source. The maximum DP of about 250 is related to the effect on viscosity. Large molecular weight dietary fibres  
35 with a DP higher than about 250 will significantly increase the viscosity of a liquid



product resulting in a decreased palatability of the product and possible difficulties during production of a liquid product.

#### Nutritional compositions

- 5 In one embodiment the method or use or composition according to the present invention concerns (administering) a nutritional composition. Preferably the nutritional composition comprises dietary fibre as defined herein and further comprises protein, fat, digestible carbohydrates, vitamins and minerals, said composition comprising at least 10 en% milk protein, preferably at least 15 en% milk protein, based on the total  
10 composition, and said composition comprising between 10-50 en% fat, preferably between 15 and 45 en% fat, based the total composition.

En% is short for energy percentage and represents the relative amount that a constituent contributes to the total caloric value of the composition.

15

- In one embodiment in the nutritional composition according to the invention at least two different dietary fibres are included that are selected from the group consisting of (short chain) galactooligosaccharides (GOS) including trans galactooligosaccharides, inulin, fructooligosaccharides (FOS) including long chain FOS (lcFOS) and short  
20 chain FOS (scFOS) and mixtures thereof, xylooligosaccharides, palatinoseoligosaccharide, resistant starch, lactulose, lactosucrose, mannanoligosaccharides, isomaltooligosaccharides, maltooligosaccharides, glucomannan, arabinogalactan, soybean oligosaccharide, gentiooligosaccharide, xanthan gum, arabinoxylan, polydextrose (PDX), galactomannans, guar gum, and/or  
25 degradation products thereof.

- In a further preferred embodiment the nutritional composition according to the invention comprises a third dietary fibre that is an acid oligosaccharide dietary fibre that is selected from the group consisting of pectin, pectate, chondroitine, hyaluronic  
30 acids, sialoglycans and fucooligosaccharides and and/or degradation products thereof.

- In a further preferred embodiment the nutritional composition according to the invention comprises dietary fibres selected from the group consisting of galactooligosaccharide, short chain fructooligosaccharide and/or inulin and pectin  
35 hydrolysate or mixtures thereof.

In a preferred embodiment the nutritional composition according to the invention comprises the dietary fibres galactooligosaccharides (GOS) and fructooligosaccharides (FOS) and pectin hydrolysate since this composition is proven to be very effective in stimulation of NK cell activity in HIV patients, see the table in example 1.

The protein is preferably selected from milk protein sources such as but not limited to skim milk, colostrum, whey, casein all preferably from bovine, goat, sheep origin, more preferably from bovine origin since this protein source the best available for the lowest price. A preferred composition comprises a mixture of whey and casein wherein the ratio whey / casein is at least 0.1, preferably at least 0.3, more preferably 0.5 and even more preferably at least 1.

Oncology, HIV and elderly patients often suffer from a loss of appetite. A preferred composition is therefore sufficiently concentrated in order to supply sufficient nutritional components, including the NK cell activity stimulating fibres, in a small volume. This will greatly improve the compliance to the product and thus the effectiveness of the product. A liquid composition according to the invention should therefore comprise per 100 ml at least 8 g protein, 15 g digestible carbohydrate, 4 g fat and 2 g dietary fibres according to the invention. Even more preferably the energy density is at least 150 kcal per 100 ml and even more preferably at least 170 kcal per 100 ml.

A problem with such nutritionally dense compositions is the increase in viscosity after sterilisation. When measured at 20 degrees Celsius at a shear rate of  $100 \text{ s}^{-1}$ , the viscosity should be lower than 100 mPa.s, preferably lower than 60 mPa.s and even more preferably below 40 mPa.s. The low viscosity is important for the taste and mouth feel of the liquid product. If the viscosity is too high, the compliance will be lower.

A desired viscosity can be achieved in two ways. One is the use of a specific protein blend that does not increase the viscosity, e.g. hydrolysed proteins or a mixture of casein whey wherein the casein to whey ratio is at least 1.5 by weight.

The other solution is using powder products. This has the advantage that all ingredients can be easily mixed with a food preferred by the patient. E.g. before consumption it can be mixed with a milk product, a fruit juice, a yoghurt, etc. No

significant increase in the viscosity is then expected. Such powder composition would be used as a supplement and preferably comprises at least 15 wt% protein, preferably at least 20 wt% protein, at least 5 wt% fat preferably at least 10 wt% fat, 10 wt% dietary fibres, preferably at least 15 wt% fibres according to the invention, all  
5 based on the weight of the total composition of the powder.

The daily dose of dietary fibres preferably is at least 5 g per day, preferably at least 10 g, preferably at least 15 g and even more preferred at least 20 g per day. In order to prevent flatulence and other inconveniences the upper daily dose limit should not  
10 exceed 75 g per day and even more preferably should not exceed than 50 g per day.

A source of digestible carbohydrate is preferably included in the nutritional composition. It preferably provides about 30% to about 70% of the energy of the nutritional composition. Any suitable (source of) carbohydrate may be used, for  
15 example sucrose, lactose, glucose, fructose, corn syrup solids, maltodextrins, and mixtures thereof.

Preferably both the liquid and powder compositions further comprise a mixture of vitamins and minerals. In particular Vitamin D and zinc are important for NK cell  
20 activity and are preferably present in the upper levels of the recommended daily dose.

#### Use of the compositions

The compositions according to the invention can be used for the treatment of  
25 decreased of NK cell activity in HIV patients, oncology patients and elderly. Reduced NK cell activity is one of the main symptoms of a decreased capacity to respond against cells infected with a virus or cell that have become malignant. Further uses of the compositions according to the invention are as follows.

30 In HIV patients the compositions can be used to decrease the viral load. In particular for HIV patients it is advantageous to include N-acetyl cysteine in the compositions.

In oncology patients the composition can be used for the treatment and prevention of viral infections, to kill tumour cells and for the enhancement of chemotherapy  
35 treatment. After the chemotherapy the NK cells are needed for the elimination of the remaining cancer cells. Therefore the compositions according to the invention are preferably given during and after chemotherapy.

In elderly the compositions according to the invention can be used for the treatment of decreased natural killer cell activity and for the prevention of viral infections and cancer.

5

**Example 1.** Stimulation of NK cell activity in HIV patients using a fibre mixture according to the invention.

Treatment protocol of HIV patients

10 Design:

The study, testing the dose-response effect of a fibre mixture on NK cell activity, was randomized, double-blind and placebo-controlled in parallel group design.

Study duration was 16 weeks from the Baseline visit for each patient, of which 12 weeks of supplementation. Visits were performed for screening, baseline, and 4, 12 and 16 weeks after baseline.

15

Study objective:

To determine tolerance, safety and to establish immune-modulating effects of daily consumption for 12 weeks of an oral supplement in non-symptomatic HIV seropositive adults.

20

The study product NR100063 was provided as a powder in individual sachets with 16 grams per sachet. The powder consisted of galactooligosaccharides (scGOS), fructooligosaccharides (lcFOS) and pectin hydrolysate (acid oligosaccharide, AOS), maltodextrin and inert sugars and was dissolved in water or juice, or mixed with yoghurt.

25

Study subjects consumed a total amount of 48 grams of powder – three sachets – daily for 12 weeks. Placebo received a similar number of sachets and product volume, consisting of maltodextrin and inert sugars, also dissolved in water or juice, or mixed with yoghurt.

30

Study population:

57 Adult (>18 yr), male and female HIV-1 infected adults, not on HAART were randomized into three groups:

- 35
1. Double dose (N=19)
  2. Single dose (N=19)
  3. Placebo (N=19)

**Assessments:**

Blood was drawn at baseline, Week 4, Week 12 and Week 16, for NK cell activity and safety measurements.

5 Stool samples were collected at baseline and after 12 weeks.

Tolerance was assessed at each visit using recall questionnaire

Compliance was assessed at each visit by counting the number of returned study product sachets and subject assessment of use of product will be made.

10 NK cell activity was measured using the test kit for the quantification of the cytotoxic activity of natural killer (NK) cells (NKTEST<sup>®</sup>, ORPEGEN Pharma) according to the manufacturer's instructions. A 4 hours incubation period was used for all the samples.

**Results:****15 NK cell activity**

HIV patients receiving	Baseline	12 weeks	significance
Control	1.4 ± 0.3	1.8 ± 0.4	P= ns
Single dose 15g	0.7 ± 0.3	2.9 ± 0.4	P= 0.002
Double dose 30g	1.2 ± 0.4	2.6 ± 0.5	P=0.026

20 The results show for the first time that the NK-cell activity is significantly increased in the HIV patients receiving single dose and double dose of the fibre mixture GOS, FOS and pectin hydrolysate both within the group and when compared to control at week 12 ( $p < 0.005$ ).

**Example 2. Stimulation of NK-cell activity in fast-ageing mice**

25 In order to investigate the effect of fibres on the NK-cell activity in aged mice, the NK-cell activity in splenocytes was measured in 8 months old fast ageing SAMP8 mice that received various doses of scGOS, lcFOS and acid oligosaccharide from pectin hydrolysate. The animals were aged on a standard rodent chow, and received the supplemented diets or control diet for the last 43 days ('treatment protocol').

30 NK cell activity was measured by a modified "JAM" assay. The method as described by P. Matzinger in The JAM test. A simple assay for DNA fragmentation and cell death. J Immunol Methods. 1991 Dec 15;145(1-2):185-92 was used, with the modifications and specifications described here. Yac-1 cells were used as target

cells, were labeled for 4-6 hours with 2.5 microCurie/ml tritiated thymidine (Perkin Elmer, Groningen, the Netherlands) and seeded at 5000 cells/well in round-bottom 96-well plates in cell culture medium (RPMI-1640 with 10% fetal calf serum). Murine splenocytes were added to the 96-well plates as effector cells in three different effector:target (E:T) ratios: 100:1, 50:1 and 25:1. Effector and target cells were incubated for 4 hours at 37 degrees Celsius in an atmosphere containing 5% carbon dioxide. After incubation, the effector and target cells were harvested on Unifilter GF/c plates (Perkin Elmer). These filterplates were dried and counted in a scintillation counter (Wallac Microbeta, Perkin Elmer) and the percentage target cell lysis was calculated as described by P. Matzinger. Statistics have been performed on the separate E:T ratios.

#### Results:

At all three ratios, a significant dose-dependent increase in target cell lyses was found using linear regression analysis (slope is significantly greater than zero). The lower three plots show these regressions, statistical testing was performed in SPSS.

The figure shows an overview of all Effector:Target (E:T) ratios and all GFA doses. It can be seen that the NK-cell activity in the mice significantly increases with the dose of fibres indicating that the fibres can actually stimulate the NK cell activity in the aged mice.

#### **Example 3**

A preferred composition that can be used for the stimulation of NK cell activity in elderly may comprise

25	Protein	24.9 en%	20%whey
			80% casein
30	Carbohydrate	38.9 en%	
	Fat	36.2 en%	
	Dietary fibre	2.3 g/100ml	
	Fructo oligosaccharide	0.8g/100ml	
	Galacto oligosaccharide	0.8g/100ml	
	Inulin		
35	Vitamins	according to FSMP regulations	
	Minerals	according to FSMP regulations	
	Trace elements	according to FSMP regulations	

Energy density is between 1 and 2 kcal/ml

#### Example 4

5 A preferred composition that can be used for the stimulation of natural killer cell activity in HIV patients may comprise per 100g dry weight.

	Dietary fibre	5-50 g
	Fructo oligosaccharide	5% of total dietary fibre
	Galacto oligosaccharide	45% of total dietary fibre
10	Pectin hydrolysate	50% of total dietary fibre
	N-acetyl cysteine	0.5-5g
	Carbohydrate (not dietary fibre)	2-20 g
	Fat	4-20 g

15

#### Example 5

Preferred composition that can be used for the stimulation of natural killer cell activity in oncology patients may comprise per 100 ml.

20	Protein	20-30 en%
	Carbohydrate	35-45 en%
	Fat	25-35 en%
	Fibre	1.5 – 2.5 g
	Fructooligosaccharides	5-20 wt% of total fibre
25	Galactooligosaccharides	80-95 wt% of total fibre
	Minerals	400-1000 mg
	Trace elements	according to FSMP regulations
	Vitamins	according to FSMP regulations

30 (FSMP regulations means the most recent Food for Special Medical Purposes regulations)

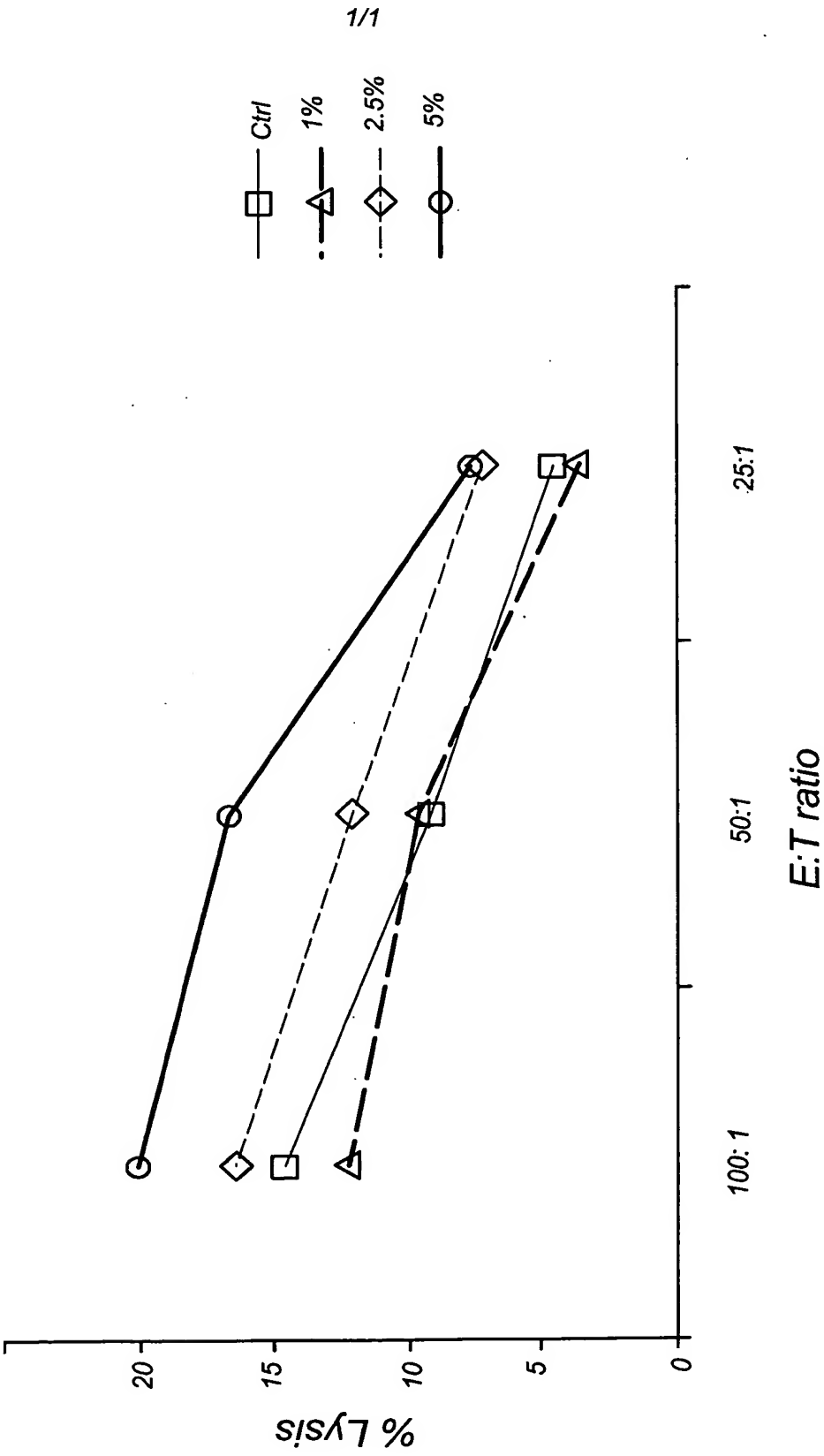
**Claims**

1. Use of a composition comprising dietary fibre for the preparation of a composition for stimulating natural killer cell activity in patients infected with human immunodeficiency virus (HIV), oncology patients or elderly.
- 5 2. The use according to claim 1, wherein the composition is for the treatment of patients infected with human immunodeficiency virus (HIV), oncology patients or elderly.
- 10 3. The use according to claim 1 or 2, wherein the composition comprises at least two different dietary fibres selected from the group consisting of galactooligosaccharides including trans galactooligosaccharides, inulin, fructooligosaccharides, xylooligosaccharides, palatinoseoligosaccharide, resistant starch, lactulose, lactosucrose, mannanoligosaccharides,  
15 isomaltooligosaccharides, maltooligosaccharides, glucomannan, arabinogalactan, soybean oligosaccharide, gentiooligosaccharide, pectin, pectate, chondroitine, hyaluronic acids, sialoglycans, fucooligosaccharides, xanthan gum, polydextrose (PDX), galactomannans and guar gum, arabinoxylan, preferably MGN-3 Rice Bran Arabinoxylan, xyloglycan, callose, and/or degradation products thereof, wherein at  
20 least one is selected from the group consisting of galactooligosaccharides including trans galactooligosaccharides, inulin, fructooligosaccharides, xylooligosaccharides, palatinoseoligosaccharide, resistant starch, lactulose, lactosucrose, mannanoligosaccharides, isomaltooligosaccharides, maltooligosaccharides, glucomannan, arabinogalactan, gentiooligosaccharide,  
25 xanthan gum, arabinoxylan, polydextrose (PDX), galactomannans, guar gum, and/or degradation products thereof.
4. The use according to any one of claims 1-3, wherein the composition comprises at least three dietary fibres that are selected from the group consisting of  
30 galactooligosaccharides including trans galactooligosaccharides, inulin, fructooligosaccharides, xylooligosaccharides, palatinoseoligosaccharide, resistant starch, lactulose, lactosucrose, mannanoligosaccharides, isomaltooligosaccharides, maltooligosaccharides, glucomannan, arabinogalactan, soybean oligosaccharide, gentiooligosaccharide, pectin, pectate, chondroitine,  
35 hyaluronic acids, sialoglycans, fucooligosaccharides, xanthan gum, polydextrose (PDX), galactomannans and guar gum, arabinoxylan, preferably MGN-3 Rice Bran Arabinoxylan, xyloglycan, callose, and/or degradation products thereof, wherein at



least two are selected from the group consisting of galactooligosaccharides including trans galactooligosaccharides, inulin, fructooligosaccharides, xylooligosaccharides, palatinoseoligosaccharide, resistant starch, lactulose, lactosucrose, mannanoligosaccharides, isomaltooligosaccharides, maltooligosaccharides, glucomannan, arabinogalactan, gentiooligosaccharide, xanthan gum, arabinoxylan, polydextrose (PDX), galactomannans, guar gum, and/or degradation products thereof and the third is an acid oligosaccharide dietary fiber that is selected from the group consisting of pectin, pectate, chondroitine, hyaluronic acids, sialoglycans and fucooligosaccharides and carrageenan and/or degradation products thereof.

5. The use according to any one of claims 1-4 wherein the dietary fibres are galactooligosaccharide, fructooligosaccharide and pectin hydrolysate.
6. The use according to any one of claims 1-5, wherein the composition is for the stimulation of natural killer cell activity in patients infected with the human immunodeficiency virus (HIV).
7. The use according to any one of claims 1-5 for decreasing the viral load in HIV patients.
8. The use according to claim 6 or 7 wherein the composition further comprises N-acetyl cysteine.
9. The use according to any one of claims 1-8, wherein the composition is a nutritional composition further comprising protein, fat, digestible carbohydrates, vitamins and minerals, said composition comprising at least 10 en% milk protein based on the total composition, and said composition comprising between 10-50 en% fat based the total composition.
10. The use according to claim 9 wherein the nutritional composition comprises dietary fibres selected from the group consisting of galactooligosaccharide, short chain fructooligosaccharide and/or inulin and pectin hydrolysate or mixtures thereof.
11. The use according to claim 9 or 10, wherein the daily dose of the dietary fibres is between 5 g and 75 g.



## INTERNATIONAL SEARCH REPORT

International application No  
PCT/NL2008/050060

A. CLASSIFICATION OF SUBJECT MATTER  
INV. A61K31/715 A61P31/18 A61P35/00 A61K31/702

According to International Patent Classification (IPC) or to both national classification and IPC

## B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)  
A61K

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)  
EPO-Internal, WPI Data, EMBASE, BIOSIS

## C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	ANONYMOUS: "Larch arabinogalactan" ALTERNATIVE MEDICINE REVIEW, vol. 5, no. 5, 2000, pages 463-466, XP002474078	1-11
Y	the whole document	1-11
X	EP 1 321 527 A (AMANO ENZYME INC [JP]; BIO RES CORP OF YOKOHAMA [JP]; ENSUIKO SUGAR RE) 25 June 2003 (2003-06-25) paragraph [0004]	1-11
X	US 6 794 495 B1 (SORENSEN MARINUS BLAABJERG [DK]) 21 September 2004 (2004-09-21) column 2, line 20 - line 28 column 5, line 31 - line 35	1-11
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☒ Further documents are listed in the continuation of Box C.

☒ See patent family annex.

## \* Special categories of cited documents:

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- \*G\* document member of the same patent family

Date of the actual completion of the international search

28 March 2008

Date of mailing of the international search report

13/05/2008

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## INTERNATIONAL SEARCH REPORT

International application No

PCT/NL2008/050060

C(Continuation). DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	JP 2003 146887 A (GOTOO CORP KK; KAIZU NOBUHIDE): 21 May 2003 (2003-05-21)	1-11
Y	abstract	1-11
X	DATABASE WPI Week 200634 Derwent Publications Ltd., London, GB; AN 2006-323978 XP002474081 & JP 2006 115826 A (ARIGA J) 11 May 2006 (2006-05-11) abstract	1-11
X	WO 02/47612 A (MANNATECH INC [US]) 20 June 2002 (2002-06-20) page 9, line 13 - line 25 page 14, line 5 - line 23	1-11
X	HAUER J ET AL: "Mechanism of stimulation of human natural killer cytotoxicity by arabinogalactan from <i>Larix occidentalis</i> " CANCER IMMUNOLOGY IMMUNOTHERAPY, vol. 36, no. 4, 1993, pages 237-244, XP001538069 abstract	1-11
X	US 2007/036839 A1 (TUDURI JOSE ANTONIO MATJI [ES] ET AL) 15 February 2007 (2007-02-15) paragraph [0016]	1-11
X	WO 2005/067955 A (STAMETS PAUL [US]) 28 July 2005 (2005-07-28) page 1; paragraph 1 page 2, line 15 - line 22	1-11
X	GHONEUM M ET AL: "PRODUCTION OF TUMOR NECROSIS FACTOR-ALPHA AND INTERFERON- $\gamma$ FROM HUMAN PERIPHERAL BLOOD LYMPHOCYTES BY MGN-3, A MODIFIED ARABINOXYLAN FROM RICE BRAN, AND ITS SYNERGY WITH INTERLEUKIN-2 IN VITRO" CANCER DETECTION AND PREVENTION, vol. 24, no. 4, 2000, pages 314-324, XP001015556 ISSN: 0361-090X abstract page 314, left-hand column - page 315, left-hand column	1-11
X	WO 2007/115210 A (NUTRACEA INC [US]; CHERUKURI REDDY SASTRY V [US]; CHERUVANKY RUKMINI []) 11 October 2007 (2007-10-11) paragraph [0007] - paragraph [0008] paragraph [0024] paragraph [0043]	1-11

-/--

## INTERNATIONAL SEARCH REPORT

International application No

PCT/NL2008/050060

C(Continuation). DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
	& FERRANDEZ M D ET AL: "Effects in vitro of several antioxidants on the natural killer function of aging mice - differing roles of IFN- $\gamma$ and IL-2" EXPERIMENTAL GERONTOLOGY, vol. 34, no. 5, August 1999 (1999-08), pages 675-685,	
X	----- GHONEUM M ET AL: "Enhancement of natural killer cell activity of aged mice by modified arabinoxylan rice bran (MGN-3/Biobran)" JOURNAL OF PHARMACY AND PHARMACOLOGY, vol. 56, no. 12, December 2004 (2004-12), pages 1581-1588, XP009097789 abstract	1-11
Y	----- FERRANDEZ M D ET AL: "Effects in vitro of several antioxidants on the natural killer function of aging mice - differing roles for IFN- $\gamma$ and IL-2" EXPERIMENTAL GERONTOLOGY, vol. 34, no. 5, August 1999 (1999-08), pages 675-685, XP002474079 abstract	1-11
Y	----- DATABASE MEDLINE [Online] US NATIONAL LIBRARY OF MEDICINE (NLM), BETHESDA, MD, US; December 1994 (1994-12), MALORNI W ET AL: "Thiol supplier N-acetylcysteine enhances conjugate formation between natural killer cells and K562 or U937 targets but increases the lytic function only against the latter." XP002474080 Database accession no. NLM7721335 abstract & IMMUNOLOGY LETTERS DEC 1994, vol. 43, no. 3, December 1994 (1994-12), pages 209-214, ISSN: 0165-2478.	1-11
X	----- WATZL B ET AL: "Inulin, oligofructose and immunomodulation" BRITISH JOURNAL OF NUTRITION, vol. 93, no. 1, 2005, pages S49-S55, XP002474088 abstract           -----	1-11

# INTERNATIONAL SEARCH REPORT

Information on patent family members

International application No

PCT/NL2008/050060

Patent document cited in search report		Publication date	Patent family member(s)	Publication date
EP 1321527	A	25-06-2003	WO 0218614 A1 US 2004101938 A1	07-03-2002 27-05-2004
US 6794495	B1	21-09-2004	NONE	
JP 2003146887	A	21-05-2003	NONE	
JP 2006115826	A	11-05-2006	NONE	
WO 0247612	A	20-06-2002	AU 4326702 A	24-06-2002
US 2007036839	A1	15-02-2007	NONE	
WO 2005067955	A	28-07-2005	US 2005238655 A1 US 2006171958 A1	27-10-2005 03-08-2006
WO 2007115210	A	11-10-2007	US 2007231449 A1	04-10-2007